

**IN THE UNITED STATES DISTRICT COURT FOR THE  
MIDDLE DISTRICT OF TENNESSEE  
NASHVILLE DIVISION**

<b>RUTH SMITH, Individually and as Widow</b>	)	
<b>for the Use and Benefit of Herself and the</b>	)	
<b>Next of Kin of RICHARD SMITH, Deceased,</b>	)	<b>Case #: 3:05-00444</b>
	)	<b>Judge Trauger</b>
<b>Plaintiff,</b>	)	
	)	
<b>-against-</b>	)	
	)	
<b>PFIZER INC., PARKE-DAVIS,</b>	)	
<b>a division of Warner-Lambert Company</b>	)	
<b>and Warner-Lambert Company LLC,</b>	)	
<b>WARNER-LAMBERT COMPANY,</b>	)	
<b>WARNER-LAMBERT COMPANY LLC and</b>	)	
<b>JOHN DOE(S) 1-10,</b>	)	
	)	
<b>Defendants.</b>	)	

**PLAINTIFF’S MOTION *IN LIMINE* TO EXCLUDE THE TESTIMONY OF  
ALL DEFENDANTS’ EXPERT WITNESSES OTHER THAN DR. GIBBONS  
CONCERNING THE FDA ALERT AND RELATED FDA SUBJECTS, OR,  
IN THE ALTERNATIVE, TO EXCLUDE THE TESTIMONY OF DR. GIBBONS**

Plaintiff Ruth Smith, as the Widow for the use and benefit of herself and the next of kin of Richard Smith, deceased, by and through her undersigned counsel, respectfully requests an order excluding the testimony of all of Defendants’ expert witnesses other than Dr. Robert D. Gibbons concerning the FDA Alert and related FDA subjects, or, in the alternative, excluding the testimony of Dr. Gibbons.

This Motion is supported by the Memorandum in Support, and the Declaration of Kenneth B. Fromson, Esq. and exhibits annexed thereto, submitted herewith.

Dated: April 16, 2010

Respectfully submitted,

THE LANIER LAW FIRM, P.L.L.C.

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- and -

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- and -

BARRETT & ASSOCIATES, P.A.

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*Attorneys for Plaintiff Ruth Smith*

**CERTIFICATE OF SERVICE**

I hereby certify that on this the 16th day of April, 2010, I electronically filed the foregoing document with the Clerk of the Court, United States District Court for the Middle District of Tennessee, using the CM/ECF system. True and correct copies of the foregoing documents are being served via the Court's CM/ECF system on the following:

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**/s/ Kenneth B. Fromson**  
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